

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

TEREL OVERTON,

Petitioner, : 07 Civ. 4599 (LAP) (THK)

-against- :

-against- :

DARWIN LACLAIR,

Respondent : .....

THEODORE H. KATZ, United States Magistrate Judge.

On August 1, 2007, in response to Petitioner's motion to withdraw his Petition without prejudice, the Court entered an Order staying the action while Petitioner returned to the New York courts to exhaust his claims. The Court's August 1, 2007, therefore, addressed and resolved Plaintiff's motion. Accordingly, the motion, Docket Entry 4, is no longer pending, and the docket sheet should so reflect the motion's status.

**SO ORDERED.**

  
Theodore H. Katz  
United States Magistrate Judge

Dated: January 28, 2008  
New York, New York